

From: Michael Saltz <msaltz@jrsfllp.com>
Subject: **Justin Huchel's Stolen Copyrighted Video**
Date: October 23, 2012 8:42:20 PM EDT
To: "john@gawker.com" <john@gawker.com>
Cc: "gaby@gawker.com" <gaby@gawker.com>
▶ 1 Attachment, 7.9 KB



October 23, 2012

VIA EMAIL TO: john@gawker.com
 gaby@gawker.com

John Cook
Senior Writer
Gawker Media
210 Elizabeth Street, 4th Floor
New York, New York 10012

RE : Justin Huchel's Stolen Copyrighted Video

Dear Mr. Cook:

Please be advised that this firm represents Justin Huchel.

We have recently been informed that your are in possession of a copyrighted video that was stolen from Mr. Huchel.

Specifically, Mr. Huchel made a video to be used and exhibited privately at Justin Timberlake's wedding as a private joke without Mr. Timberlake's knowledge. This video is exclusively owned by our client and is a protected copyrighted work under the United States Copyright Act, 17 U.S.C. § 201(a).

Mr. Huchel has not assigned, licensed or authorized in any manner any one to otherwise possess, exhibit or use his copyrighted video for any purpose. Mr. Huchel especially has not authorized you or Gawker Media to use or exploit any portion of his copyrighted video. As such, any use or reproduction of Mr. Huchel's video in any manner, including the use or reproduction of only a small portion of Mr. Huchel's video, will constitute an infringement of Mr. Huchel's rights under the United States Copyright Act and not fair use. See *Harper & Row v. Nation Enterprises*, 471 U.S. 539, 105 S.Ct. 2218 (1985).

Further, Mr. Huchel informs us that his copyrighted video was recently stolen. We are informed that

you have admitted being in possession of Mr. Huchel's stolen copyrighted video, and that you did not receive said property directly from Mr. Huchel or any other person from whom you have confirmed has proper title to same. Additionally, you are now on notice that you have received and are in possession of stolen property.

Mr. Huchel is not a public figure, and no portion of his personal private copyrighted video was ever intended for public exhibition. Should you attempt in any manner to publish any portion of Mr. Huchel's copyrighted private video, we will immediately file suit against you personally, as well as Gawker Media, for any and all violations of Mr. Huchel's rights under the Copyright Act, as well as for any unjust enrichment you and Gawker Media receive as a result of your knowing unlawful possession and exploitation of stolen property.

Be advised that demand is hereby made that you immediately refrain from publishing any portion of Mr. Huchel's copyrighted video and that you return to Mr. Huchel via this office his copyrighted video. Further demand is made that you destroy any and all copies you have or made of Mr. Huchel's copyrighted video. Failure to comply with these demands immediately will force us to bring swift action against you and Gawker Media that will seek all legal remedies at our disposal.

You should conduct yourselves accordingly.

Yours truly,

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